



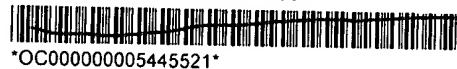
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/642,609	08/17/2000	Yoshinari Kumagai	BEAR-004

Karl Bozicevic
Bozicevic Field & Francis LLP
200 Middlefield Road
Suite 200
Menlo Park, CA 94025

FORMALITIES LETTER



OC000000005445521

Date Mailed: 10/03/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$-890 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27). \$355 -
- Total additional claim fee(s) for this application is ~~\$234~~ *\$120 -*
\$120 - \$234 for 3 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of ~~\$130~~ *\$65 -* for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is ~~\$-4054~~ *\$540 -*

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

DOCKETED
MP 12/3/00
LD 3/3/01

10/27/2000 SDENBOB1 00000059 500815 09642609

01 FC:201 355.00 CH
02 FC:205 65.00 CH
03 FC:202 120.00 CH

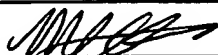
Sector 1 #

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

Typed or Printed Name Mathew Otts

Signature



Date

October 19, 2000

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Attorney Docket

BEAR-004

First Named Inventor

Kumagai, et al.

Application Number

09/642,609

Filing Date

August 17, 2000

Group Art Unit

N/A

Examiner Name

N/A

Title: "Methods and Compositions for Reducing Phosphate Levels"

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Amendment/Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement, 1449 and references

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☒ Response to Missing Parts under 37 CFR 1.52 or 1.53 (with copy of Notice to File Missing Parts)

☐ Issue Fee Transmittal (with copy of PTOL-85B)

☐ Formal Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip and Accompanying Petition

☐ To Convert a Provisional Application

☐ Power of Attorney

☐ Revocation

☐ Associate

☐ Change of Correspondence Address

☐ Terminal Disclaimer

☒ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Additional Enclosure(s) (please identify below):

1) Combined Declaration and Power of Attorney, signed

2) Return Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name

Paula A. Borden

Registration No.

42,344

Firm Name

BOZICEVIC, FIELD & FRANCIS LLP


Signature



Date

Oct. 19, 2000



CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.			
Typed or Printed Name	Mathew Otts		
Signature		Date	October 19, 2000

RESPONSE TO MISSING PARTS Address to: Box Missing Parts Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	BEAR-004
	First Named Inventor	Kumagai, et al.
	Application Number	09/642,609
	Filing Date	August 17, 2000
	Group Art Unit	1614
	Examiner Name	N/A
	Title: "Methods and Compositions for Reducing Serum Phosphate Levels"	

Sir:

In response to the Notice to File Missing Parts dated October 3, 2000, transmitted herewith for filing are the following documents:

1. a copy of the Notice to File Missing Parts;
2. a Combined Declaration and Power of Attorney, signed by the inventors;
3. a Verified Statement Claiming Small Entity Status; and
4. a Fee Transmittal.

The Commissioner is hereby authorized to charge the amount of \$540.00 (surcharge, \$65.00; statutory basic filing fee, \$355.00; additional claim fees, \$120.00) to cover the fees required and any other fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date:

Oct. 19, 2000

By:



Paula A. Borden
Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP
200 Middlefield Road, Suite 200
Menlo Park, CA 94025
Telephone: (650) 327-3400
Facsimile: (650) 327-3231

OFFICE OF THE COMMISSIONER OF PATENT & TRADEMARK OFFICE

Note: Effective October 1, 1998.
Fees are subject to annual revision.

Attorney Docket Number	BE 004
First Named Inventor	Kumagai, et al.
Application Number	09/642,609
Filing Date	August 17, 2000
Group Art Unit	N/A
Examiner Name	N/A

METHOD OF PAYMENT

- ☐ A Check Is Enclosed
- ☒ The Commissioner is hereby authorized to charge the following and any additional fees including fees required under 37 CFR 1.16 and 1.17 and credit any overpayments to: Deposit Account No. 50-0815.
Deposit Account Name: Bozicevic, Field & Francis LLP

FEE CALCULATION

1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
101	710	201	355	Utility filing fee	\$355.00
102	320	206	160	Design filing fee	
104	490	207	245	Plant filing fee	
109	710	208	355	Reissue filing fee	
110	150	214	75	Provisional filing fee	
Subtotal (1)					\$355.00

2. CLAIMS

No. of claims as filed or after amendment	Most claims previously paid	Extra claims	Fee from below	Fee Due
Total claims 19	20	00	x --	\$
Ind. claims 06	03	03	x 40	\$120.00
Multiple Dependent claims			x	

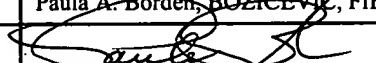
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of and over original patent
Subtotal (2) \$120.00				

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
105	130	205	65	Surcharge - late filing fee or oath	65
139	130	139	130	Non-English specification	
115	110	215	55	Ext. for reply within first month	
117	890	217	445	Ext. for reply within third month	
128	1,890	228	945	Ext. for reply within fifth month	
120	310	220	155	Filing brief in support of appeal	
140	110	240	55	Petition to revive - unavoidable	
142	1,240	242	620	Utility issue fee (or reissue)	
123	50	123	50	Petitions related to prov. appl.	
146	710	246	355	Filing submission after final rejection (37 CFR 1.129(a))	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
143	440	243	220	Design issue fee	
581	40	581	40	Recording patent assignment	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
147	2,520	147	2,520	Filing a request for reexamination	
116	390	216	195	Ext. for reply within second month	
118	1,390	218	695	Ext. for reply within fourth month	
119	310	219	155	Notice of Appeal	
121	270	221	135	Request for oral hearing	
141	1,240	241	620	Petition to revive - unintentional	
122	130	122	130	Petitions to the Commissioner	
126	240	126	240	Submission of IDS	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
113	1840*	113	1840*	Requesting publication of SIR after Examiner action	
144	600	244	300	Plant issue fee	
Other fee (specify)					
SUBTOTAL (3) \$65.00					

TOTAL AMOUNT TO BE CHARGED (\$ 540.00)

SUBMITTED BY

Typed or Printed Name	Paula A. Borden, BOZICEVIC, FIELD & FRANCIS LLP	Reg. Number	42,344
Signature		Date	Oct. 19 2000
		Deposit Account	50-0815